

SECOND REGULAR SESSION
[PERFECTED]
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1472
91ST GENERAL ASSEMBLY

Reported from the Committee on Environment and Energy, February 19, 2002, with recommendation that the House Committee Substitute for House Bill No. 1472 Do Pass.

Taken up for Perfection February 21, 2002. House Committee Substitute for House Bill No. 1472 ordered Perfected and printed.

TED WEDEL, Chief Clerk

3498L.03P

AN ACT

To amend chapter 414, RSMo, by adding thereto one new section relating to alternative fuels.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 414, RSMo, is amended by adding thereto one new section, to be
2 known as section 414.365, to read as follows:

414.365. 1. As used in this section, the following terms mean:

2 (1) "B-20", a blend of twenty percent by volume biodiesel fuel and eighty percent
3 by volume petroleum-based diesel fuel;

4 (2) "Biodiesel", fuel as defined in ASTM Standard PS121;

5 (3) "Incremental cost", the difference in cost between blended biodiesel fuel and
6 conventional petroleum-based diesel fuel at the time the blended biodiesel fuel is
7 purchased.

8 **2. On or before October 1, 2003, the Missouri department of transportation shall**
9 **develop and implement a program that provides for the use of fuel with at least the**
10 **biodiesel content of B-20 in its vehicle fleet and heavy equipment that use diesel fuel. This**
11 **program shall be implemented with the following goals:**

12 (1) On or before July 1, 2004, at least fifty percent of the department's vehicle fleet
13 and heavy equipment that use diesel fuel shall use fuel with at least the biodiesel content
14 of B-20, if such fuel is commercially available;

15 (2) On or before July 1, 2005, at least seventy-five percent of the department's
16 vehicle fleet and heavy equipment that use diesel fuel shall use fuel with at least the

17 **biodiesel content of B-20, if such fuel is commercially available.**

18 **3. The blended biodiesel fuel shall be presumed to be commercially available if the**
19 **incremental cost of such fuel is not more than twenty-five cents.**

20 **4. Nothing in this section is intended to create a state requirement for biodiesel fuel**
21 **use in excess of the requirements of the federal National Energy Policy Act of 1992, Pub.**
22 **L. 102-486; 42 U.S.C. 13251, 13257(o).**

23 **5. To the maximum extent practicable, the department shall obtain funding for the**
24 **incremental cost of the blended biodiesel fuel from the biodiesel fuel revolving fund**
25 **established in section 414.407.**

26 **6. The director of the Missouri department of transportation may promulgate any**
27 **rules necessary to carry out the provisions of this section. No rule or portion of a rule**
28 **promulgated pursuant to this section shall take effect unless it has been promulgated**
29 **pursuant to chapter 536, RSMo.**